

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

B.J. PIERCE)	Civil Action No. 04-248 ERIE
)	(Judge Maurice B. Cohill, Jr.)
Plaintiff)	
)	ELECTRONICALLY FILED PLEADING
v.)	
)	JOINT MOTION TO ENLARGE
TOWNSHIP OF MILLCREEK)	DISCOVERY PERIOD AND AMEND CASE
)	MANAGEMENT ORDER
Defendant)	
)	Counsel of record for these parties:
)	
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**JOINT MOTION TO ENLARGE DISCOVERY PERIOD
AND AMEND CASE MANAGEMENT ORDER**

AND NOW, this 9th day of September, 2005, come Defendant, Township of Millcreek, and Plaintiff, B.J. Pierce, by and through their attorneys, the undersigned, motioning the Court to enlarge the discovery period and amend the Case Management Order, stating in support thereof the following:

1. Pursuant to the Court's revised Case Management Order dated May 23, 2005, the discovery period is scheduled to end on October 3, 2005.

2. The Court's Order also provided filing deadlines for dispositive motions, pretrial narratives and other matters.

3. The parties have conducted several depositions and anticipate the scheduling and conducting of a significant number of other depositions which will take several months to complete.

4. One or both of the parties expect to obtain medical records from healthcare providers and Defendant anticipates scheduling and conducting a medical examination of Plaintiff.

5. Therefore, the parties request a 60-day enlargement of the discovery period and a similar amendment to the remainder of the schedule in the Court's revised Case Management Order.

6. No prejudice would result if the Court were to grant this motion.

7. This is the parties' second request to enlarge the discovery period.

WHEREFORE, Defendant, Township of Millcreek, and Plaintiff, B.J. Pierce, respectfully request the Court to order that the discovery period be enlarged until December 2, 2005, that dispositive motions be filed on or before January 2, 2006, that Plaintiff's pretrial narrative statement be filed on or before January 17, 2006 and that Defendant's pretrial narrative statement be filed on or before February 6, 2006.

Respectfully submitted,

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